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 NORTHERN DISTRICT OF CALIFORNIA

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 CROSS LINK, INC., dba
 WESTAR MARINE SERVICES

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

IN ADMIRALTY

C 05 2687

In the Matter of the Complaint of

Case No.:

CROSS LINK, INC., dba WESTAR MARINE
 SERVICES as Owner and Operator of the M/V
 PROVIDER,

**(PROPOSED) ORDER DIRECTING
 MONITION AND RESTRAINING ORDER
 TO ISSUE**

Plaintiff,

For Exoneration From or Limitation of Liability.)

A complaint having been filed herein by CROSS LINK, INC., dba WESTAR
 MARINE SERVICES ("plaintiff"), as owner of that certain vessel, the M/V PROVIDER, built in or
 about 1966, with an approximate length of 61.5 feet, bearing Registration Number 504784
 (hereinafter referred to as "the M/V PROVIDER"), seeking exoneration from or limitation of

liability as provided for by statute, for all losses, damages or injuries occasioned, sustained or incurred upon, or in any manner arising out of a voyage of said vessel which occurred on or about January 3, 2005, while the M/V PROVIDER plied the navigable waters of San Francisco Bay.

It appearing from plaintiff's complaint that the value of the vessel after the incident does not exceed TWO HUNDRED SEVENTY FIVE THOUSAND DOLLARS (\$275,000), and that claims have been and may be asserted against plaintiff for loss and damage and that said claims are subject to limitation in the action now on file in this Court;

Now, upon application of the plaintiff herein,

IT IS HEREBY ORDERED that a Notice and Monition issue out of and under the seal of this Court to and against all persons, concerns or firms claiming damages for any and all losses, damages or injuries occasioned, sustained or incurred upon, or in any manner arising out of or consequent upon, said voyage of the M/V PROVIDER which occurred on January 3, 2005 while it plied the navigable waters of San Francisco Bay, and when a small boat collided with it allegedly resulting in injuries and death of persons aboard said boat, admonishing them and each of them to appear and file their respective claims with the Clerk of this Court on or before November 1, 2005 and to make due proof of their respective claims in such manner as may hereinafter be directed by further order of this Court, subject to the right of any persons, concerns or firms to controvert or question said claims, with liberty also to any such claimants who have duly filed their claims to answer the complaint herein and to file such answer with the Clerk of this Court on or before the date specified above; and

IT IS FURTHER ORDERED that public notice of said monition pursuant to the Federal Rules of Civil Procedure, Supplemental Rule F(4) for Admiralty and Maritime Claims, shall be given by publication in a newspaper of general circulation in San Francisco, California published once a week for four successive weeks prior to the date fixed herein for the filing of claims; and

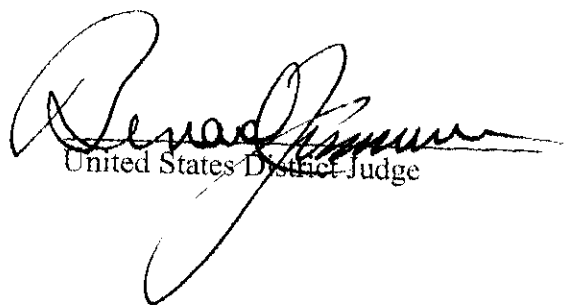
IT IS FURTHER ORDERED that not later than the date of the second publication of said notice, the plaintiff shall mail or cause to be mailed a copy of the said notice to every person, firm or concern known to have made any claim against the plaintiff or the M/V PROVIDER arising from the aforementioned voyage; and

1 IT IS FURTHER ORDERED that the institution and prosecution of any suits, actions or
2 legal proceedings of any nature or description whatsoever in any court, except in this proceeding for
3 exoneration from or limitation of liability, against the plaintiff in respect of any claim or claims
4 arising out of, occasioned by, or in any way consequent upon the aforementioned voyage of the
5 M/V PROVIDER, or the incident in which it was involved, or otherwise subject to limitation in this
6 proceeding, be and the same are hereby enjoined, this injunction to remain in effect until the
7 determination of the action in this Court; and

8 IT IS FURTHER ORDERED that service of this Order as a restraining order shall be made
9 by delivering a certified copy of this to the person or persons to be restrained, or to their respective
10 attorneys or representatives.

11 IT IS ORDERED this 9 day of Aug 2005 at San Francisco, California.

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United States District Judge

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